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September 16, 2003

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

RE: Notice of *Ex Parte* Presentation, GN Docket No. 00-185, CS Docket No. 02-52

Dear Madame Secretary:

On this date, the Alliance of Local Organizations Against Preemption (“ALOAP”) met with Paul Gallant, Legal Advisor to Chairman Powell in the above captioned proceeding. Representing ALOAP were Elizabeth Beaty of the National Association of Telecommunications Officers and Advisors and the undersigned.

The issues discussed, and the materials shared, with Mr. Gallant are identical to those that had been shared with other legal advisors by ALOAP in January of 2003. For copies of the talking points and materials, interested parties may refer to the ALOAP *ex parte* of January 29, 2003. Additionally, ALOAP provided Mr. Gallant a copy of the opinion of the Federal District Court for the Northern District of Illinois in *City of Chicago v. AT&T Broadband* 2003 WL 22057905 (N.D. Ill., September 4, 2003.).

Sincerely,

MILLER & VAN EATON, P.L.L.C.

By

Gerard Lavery Lederer

Cc: Paul Gallant, Legal Advisor to Chairman Powell

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